Case 17-14544 Doc 1 Filed 12/04/17 Entered 12/04/17 15:09:54 Desc Main Document Page 1 of 24

Fill in this information to identify your case:		
United States Bankruptcy Court for the:		
DISTRICT OF MASSACHUSETTS	_	
Case number (if known)	_ Chapter you are filing under:	
	☐ Chapter 7	
	☐ Chapter 11	
	☐ Chapter 12	
	Chapter 13	Check if this an amended filing

Official Form 101

Voluntary Petition for Individuals Filing for Bankruptcy

12/17

The bankruptcy forms use you and Debtor 1 to refer to a debtor filing alone. A married couple may file a bankruptcy case together—called a *joint case*—and in joint cases, these forms use you to ask for information from both debtors. For example, if a form asks, "Do you own a car," the answer would be yes if either debtor owns a car. When information is needed about the spouses separately, the form uses *Debtor 1* and *Debtor 2* to distinguish between them. In joint cases, one of the spouses must report information as *Debtor 1* and the other as *Debtor 2*. The same person must be *Debtor 1* in all of the forms.

Be as complete and accurate as possible. If two married people are filing together, both are equally responsible for supplying correct information. If more space is needed, attach a separate sheet to this form. On the top of any additional pages, write your name and case number (if known). Answer every question.

Par	t 1: Identify Yourself					
		About Debtor 1:		About Debtor 2 (Spouse Only in a Joint Case):		
1.	Your full name					
	Write the name that is on	Jerry		Marina		
	your government-issued picture identification (for example, your driver's	First name		First name		
	license or passport).	Middle name		Middle name		
	Bring your picture identification to your	Suarez, Sr.		Suarez		
	meeting with the trustee.	Last name and Suffix (Sr., Jr., II, III)		Last name and Suffix (Sr., Jr., II, III)		
2.	All other names you have used in the last 8 years					
	Include your married or maiden names.					
3.	Only the last 4 digits of your Social Security number or federal Individual Taxpayer Identification number (ITIN)	xxx-xx-8603		xxx-xx-9438		

Case 17-14544 Doc 1 Filed 12/04/17 Entered 12/04/17 15:09:54 Desc Main Document Page 2 of 24

Debtor 1 **Jerry Suarez, Sr.**Debtor 2 **Marina Suarez**

Case number (if known)

Business name(s) EINs
If Debtor 2 lives at a different address:
Number, Street, City, State & ZIP Code
County
If Debtor 2's mailing address is different from yours, fill it in here. Note that the court will send any notices to this mailing address.
Number, P.O. Box, Street, City, State & ZIP Code
Check one: Over the last 180 days before filing this petition, I have lived in this district longer than in any other district. I have another reason. Explain. (See 28 U.S.C. § 1408.)

Case 17-14544 Doc 1 Filed 12/04/17 Entered 12/04/17 15:09:54 Desc Main Document Page 3 of 24

Det	otor 2 Marina Suarez				_	Case number (if known)	
Par	t 2: Tell the Court About	Your Bankru	ıptcy Ca	se			
7.	The chapter of the Bankruptcy Code you are			rief description of each, see No		by 11 U.S.C. § 342(b) for Individuals Filing for Bankruptcy oriate box.	
	choosing to file under	☐ Chapte	r 7				
		☐ Chapte	r 11				
		☐ Chapte	r 12				
		■ Chapte	r 13				
8.	How you will pay the fee	abou orde a pre	t how yo r. If your -printed	u may pay. Typically, if you are attorney is submitting your pay address.	e paying the fee ment on your b	check with the clerk's office in your local court for more details e yourself, you may pay with cash, cashier's check, or money behalf, your attorney may pay with a credit card or check with	у
		☐ I nee	ed to pay Filing Fe	the fee in installments. If you e <i>in Installment</i> s (Official Form	a choose this of 103A).	option, sign and attach the Application for Individuals to Pay	
		but is	s not reques	uired to, waive your fee, and m ir family size and you are unab	ay do so only if le to pay the fe	ption only if you are filing for Chapter 7. By law, a judge may, if your income is less than 150% of the official poverty line the ee in installments). If you choose this option, you must fill out Official Form 103B) and file it with your petition.	at
9.	Have you filed for bankruptcy within the	■ No.					
	last 8 years?	☐ Yes.					
			District		When	Case number	
			District			Case number	
			District		When	Case number	
10.	Are any bankruptcy cases pending or being	■ No					
	filed by a spouse who is not filing this case with you, or by a business partner, or by an affiliate?	☐ Yes.					
			Debtor			Relationship to you	
			District		When	Case number, if known	
			Debtor			Relationship to you	
			District		When	Case number, if known	
11.	Do you rent your residence?	■ No.	Go to li	ne 12.			
	. Journal .	☐ Yes.	Has yo	ur landlord obtained an eviction	າ judgment aga	ainst you?	
				No. Go to line 12.			
				Yes. Fill out <i>Initial Statement A</i> bankruptcy petition.	About an Eviction	ion Judgment Against You (Form 101A) and file it with this	

Debtor 1

Case 17-14544 Doc 1 Filed 12/04/17 Entered 12/04/17 15:09:54 Desc Main Document Page 4 of 24

Der	otor 2 Marina Suarez				Case number (if known)		
Par	Report About Any Bu	sinesses	You Own	as a Sole Proprie	etor		
12.	Are you a sole proprietor of any full- or part-time business?	■ No.	Go to	Part 4.			
		☐ Yes.	Name	and location of bus	siness		
	A sole proprietorship is a						
	business you operate as an individual, and is not a separate legal entity such as a corporation, partnership, or LLC.			of business, if any			
	If you have more than one sole proprietorship, use a separate sheet and attach		Numb	er, Street, City, Sta	tte & ZIP Code		
	it to this petition.		Check	the appropriate bo	ox to describe your business:		
				Health Care Busin	ness (as defined in 11 U.S.C. § 101(27A))		
				Single Asset Rea	I Estate (as defined in 11 U.S.C. § 101(51B))		
				Stockbroker (as o	defined in 11 U.S.C. § 101(53A))		
				Commodity Broke	er (as defined in 11 U.S.C. § 101(6))		
				None of the above	е		
13.	Are you filing under Chapter 11 of the Bankruptcy Code and are you a small business debtor?	deadline: operation	are filing under Chapter 11, the court must know whether you are a small business debtor so that it can set applines. If you indicate that you are a small business debtor, you must attach your most recent balance sheet, statistions, cash-flow statement, and federal income tax return or if any of these documents do not exist, follow the pusic. 1116(1)(B).				
	For a definition of <i>small</i>	■ No.	I am r	ot filing under Chap	pter 11.		
	business debtor, see 11 U.S.C. § 101(51D).	□ No.	I am fi Code.		11, but I am NOT a small business debtor according to the definition in the Bankrupto	y	
		☐ Yes.	I am fi	ling under Chapter	11 and I am a small business debtor according to the definition in the Bankruptcy Coc	le.	
Par	t 4: Report if You Own or	Have Any	Hazardo	us Property or An	ny Property That Needs Immediate Attention		
14.	Do you own or have any	■ No.					
	property that poses or is alleged to pose a threat	□ Yes.					
	of imminent and	□ 163.	What is	he hazard?			
	identifiable hazard to public health or safety?						
	Or do you own any		If immed	iate attention is			
	property that needs immediate attention?			why is it needed?			
	For example, do you own perishable goods, or livestock that must be fed, or a building that needs urgent repairs?		Where is	the property?			
					Number, Street, City, State & Zip Code		

Debtor 1

Case 17-14544 Doc 1 Filed 12/04/17 Entered 12/04/17 15:09:54 Desc Main Document Page 5 of 24

Debtor 1 Jerry Suarez, Sr.
Debtor 2 Marina Suarez

Case number (if known)

Part 5:

Explain Your Efforts to Receive a Briefing About Credit Counseling

Tell the court whether you have received a briefing about credit counseling.

The law requires that you receive a briefing about credit counseling before you file for bankruptcy. You must truthfully check one of the following choices. If you cannot do so, you are not eligible to file.

If you file anyway, the court can dismiss your case, you will lose whatever filing fee you paid, and your creditors can begin collection activities again.

About Debtor 1:

You must check one:

I received a briefing from an approved credit counseling agency within the 180 days before I filed this bankruptcy petition, and I received a certificate of completion.

Attach a copy of the certificate and the payment plan, if any, that you developed with the agency.

□ I received a briefing from an approved credit counseling agency within the 180 days before I filed this bankruptcy petition, but I do not have a certificate of completion.

Within 14 days after you file this bankruptcy petition, you MUST file a copy of the certificate and payment plan, if any.

I certify that I asked for credit counseling services from an approved agency, but was unable to obtain those services during the 7 days after I made my request, and exigent circumstances merit a 30-day temporary waiver of the requirement.

To ask for a 30-day temporary waiver of the requirement, attach a separate sheet explaining what efforts you made to obtain the briefing, why you were unable to obtain it before you filed for bankruptcy, and what exigent circumstances required you to file this case.

Your case may be dismissed if the court is dissatisfied with your reasons for not receiving a briefing before you filed for bankruptcy. If the court is satisfied with your reasons, you must still receive a briefing within 30 days after you file. You must file a certificate from the approved agency, along with a copy of the payment plan you developed, if any. If you do not do so, your case may be dismissed.

Any extension of the 30-day deadline is granted only for cause and is limited to a maximum of 15 days.

 □ I am not required to receive a briefing about credit counseling because of:

☐ Incapacity.

I have a mental illness or a mental deficiency that makes me incapable of realizing or making rational decisions about finances.

Disability.

My physical disability causes me to be unable to participate in a briefing in person, by phone, or through the internet, even after I reasonably tried to do so.

☐ Active duty.

I am currently on active military duty in a military combat zone.

If you believe you are not required to receive a briefing about credit counseling, you must file a motion for waiver credit counseling with the court.

About Debtor 2 (Spouse Only in a Joint Case):

You must check one:

I received a briefing from an approved credit counseling agency within the 180 days before I filed this bankruptcy petition, and I received a certificate of completion.

Attach a copy of the certificate and the payment plan, if any, that you developed with the agency.

□ I received a briefing from an approved credit counseling agency within the 180 days before I filed this bankruptcy petition, but I do not have a certificate of completion.

Within 14 days after you file this bankruptcy petition, you MUST file a copy of the certificate and payment plan, if any.

□ I certify that I asked for credit counseling services from an approved agency, but was unable to obtain those services during the 7 days after I made my request, and exigent circumstances merit a 30-day temporary waiver of the requirement.

To ask for a 30-day temporary waiver of the requirement, attach a separate sheet explaining what efforts you made to obtain the briefing, why you were unable to obtain it before you filed for bankruptcy, and what exigent circumstances required you to file this case.

Your case may be dismissed if the court is dissatisfied with your reasons for not receiving a briefing before you filed for bankruptcy.

If the court is satisfied with your reasons, you must still receive a briefing within 30 days after you file. You must file a certificate from the approved agency, along with a copy of the payment plan you developed, if any. If you do not do so, your case may be dismissed.

Any extension of the 30-day deadline is granted only for cause and is limited to a maximum of 15 days.

I am not required to receive a briefing about credit
counseling because of:

☐ Incapacity.

I have a mental illness or a mental deficiency that makes me incapable of realizing or making rational decisions about finances.

☐ Disability.

My physical disability causes me to be unable to participate in a briefing in person, by phone, or through the internet, even after I reasonably tried to do so.

☐ Active duty.

I am currently on active military duty in a military combat zone.

If you believe you are not required to receive a briefing about credit counseling, you must file a motion for waiver of credit counseling with the court. Case 17-14544 Doc 1 Filed 12/04/17 Entered 12/04/17 15:09:54 Desc Main Document Page 6 of 24

		erry Suarez, Sr. Marina Suarez		Docum	iem i age o o		umber (if known)			
Part		nswer These Questi	ons for Re	porting Purposes			· · · · · ·			
		ind of debts do	16a.	Are your debts primarily of individual primarily for a per			defined in 11 U.S.C. § 10	1(8) as "incurred by an		
				☐ No. Go to line 16b.						
				■ Yes. Go to line 17.						
				Are your debts primarily business debts? Business debts are debts that you incurred to obtain money for a business or investment or through the operation of the business or investment.						
				☐ No. Go to line 16c.						
				☐ Yes. Go to line 17.						
			16c.	State the type of debts you	owe that are not consur	mer debts or bus	siness debts			
17.	Are you	u filing under r 7?	■ No.	I am not filing under Chapte	er 7. Go to line 18.					
	after ar	estimate that ny exempt ty is excluded and		I am filing under Chapter 7. Do you estimate that after any exempt property is excluded and administrative expenses are paid that funds will be available to distribute to unsecured creditors?						
	admini	strative expenses		□ No						
	be avai	are paid that funds will be available for distribution to unsecured creditors?		☐ Yes						
18.		How many Creditors do you estimate that you owe?	1 -49		1 ,000-5,000		25,001-50,00	00		
	you est		□ 50-99		☐ 5001-10,000		□ 50,001-100,0			
			☐ 100-19 ☐ 200-99		☐ 10,001-25,0	00	☐ More than10	10,000		
19.		uch do you	■ \$0 - \$5	60,000	□ \$1,000,001	- \$10 million	□ \$500,000,00			
	be wor	te your assets to th?		1 - \$100,000	□ \$10,000,001 □ \$50,000,001			001 - \$10 billion 0,001 - \$50 billion		
				01 - \$500,000 01 - \$1 million		01 - \$500 million				
20.		uch do you	□ \$0 - \$5	•	□ \$1,000,001		□ \$500,000,00			
	to be?	te your liabilities	_	01 - \$100,000	□ \$10,000,001 □ \$50,000,001			,001 - \$10 billion 0,001 - \$50 billion		
			ψ.ου,ου. φουσ,ουσ)1 - \$100 million)1 - \$500 million				
Part	t 7 : Si	gn Below								
For	you		I have exa	amined this petition, and I de	eclare under penalty of p	perjury that the i	nformation provided is true	e and correct.		
				hosen to file under Chapter ates Code. I understand the						
If no attorney represents me and I did not pay or agree to pay someone who is not an attorney to help me document, I have obtained and read the notice required by 11 U.S.C. § 342(b).						ne fill out this				
			I request relief in accordance with the chapter of title 11, United States Code, specified in this petition.							
				nd making a false statemer y case can result in fines up						
			/s/ Jerry	Suarez, Sr.		/s/ Marina S				
				arez, Sr. of Debtor 1		Marina Suar Signature of D				
			Executed	on December 4, 2017 MM / DD / YYYY	<u>, </u>	Executed on	December 4, 2017			

Case 17-14544 Doc 1 Filed 12/04/17 Entered 12/04/17 15:09:54 Desc Main Document Page 7 of 24

Debtor 1	Jerry Suarez, Sr.	Document	Page 7 of 24					
Debtor 2	Marina Suarez		Ca	ase number (if known)				
•	attorney, if you are ed by one	under Chapter 7, 11, 12, or 13 of title 11, Unite	ed States Code, and have	e informed the debtor(s) about eligibility to proceed explained the relief available under each chapter debtor(s) the notice required by 11 U.S.C. § 342(b)				
•	not represented by ey, you do not need s page.	and, in a case in which § 707(b)(4)(D) applies, certify that I have no knowledge after an inquiry that the information						
		/s/ Joseph P. Foley, Esq. bbo	Date	December 4, 2017				
		Signature of Attorney for Debtor		MM / DD / YYYY				
		Joseph P. Foley, Esq. bbo 173560						
		Printed name						
		Atty Joseph P. Foley BBO 173560						
		Firm name						
		98 N. Washington Street						
		Suite 104						
		Boston, MA 02114						
		Number, Street, City, State & ZIP Code						
				bostonbankruptcyattorneys@gmail.c				

Email address

857-265-2931

Contact phone

173560Bar number & State

Case 17-14544 Doc 1 Filed 12/04/17 Entered 12/04/17 15:09:54 Desc Main

Document Page 8 of 24

Jerry Suarez, Sr. Debtor 1 Debtor 2 Marina Suarez Case number (if known) Part 6: Answer These Questions for Reporting Purposes What kind of debts do 16. 16a. Are your debts primarily consumer debts? Consumer debts are defined in 11 U.S.C. § 101(8) as "incurred by an you have? individual primarily for a personal, family, or household purpose." No. Go to line 16b. Yes. Go to line 17. 16b. Are your debts primarily business debts? Business debts are debts that you incurred to obtain money for a business or investment or through the operation of the business or investment. No. Go to line 16c. Tyes. Go to line 17. 16c. State the type of debts you owe that are not consumer debts or business debts 17. Are you filing under I am not filing under Chapter 7. Go to line 18. No. Chapter 7? Do you estimate that I am filing under Chapter 7. Do you estimate that after any exempt property is excluded and administrative expenses ☐ Yes. after any exempt are paid that funds will be available to distribute to unsecured creditors? property is excluded and administrative expenses □ No are paid that funds will ☐ Yes be available for distribution to unsecured creditors? 18. How many Creditors do 1-49 **1**,000-5,000 **D** 25,001-50,000 you estimate that you **5001-10,000 5**0,001-100,000 **50-99** owe? 10.001-25.000 ■ More than 100.000 100-199 200-999 19. How much do you □ \$1,000,001 - \$10 million □ \$500,000,001 - \$1 billion \$0 - \$50,000 estimate your assets to □ \$10,000,001 - \$50 million □ \$1,000,000,001 - \$10 billion **\$50,001 - \$100,000** be worth? □ \$50,000,001 - \$100 million □ \$10,000,000,001 - \$50 billion □ \$100,001 - \$500,000 ☐ More than \$50 billion □ \$100,000,001 - \$500 million □ \$500,001 - \$1 million 20. How much do you □ \$1,000,001 - \$10 million ☐ \$500,000,001 - \$1 billion **\$0 - \$50,000** estimate your liabilities □ \$10,000,001 - \$50 million □ \$1,000,000,001 - \$10 billion ■ \$50,001 - \$100,000 to be? □ \$50,000,001 - \$100 million \$10,000,000,001 - \$50 billion \$100,001 - \$500,000 ☐ \$100,000,001 - \$500 million ☐ More than \$50 billion □ \$500,001 - \$1 million Part 7: Sign Below For you I have examined this petition, and I declare under penalty of perjury that the information provided is true and correct, If I have chosen to file under Chapter 7, I am aware that I may proceed, if eligible, under Chapter 7, 11,12, or 13 of title 11, United States Code. I understand the relief available under each chapter, and I choose to proceed under Chapter 7. If no attorney represents me and I did not pay or agree to pay someone who is not an attorney to help me fill out this document, I have obtained and read the notice required by 11 U.S.C. § 342(b). I request relief in accordance with the chapter of title 11, United States Code, specified in this petition. I understand making a false statement, concealing property, or obtaining money or property by fraud in connection with a bankruptcy case can result in fines up to \$250,000, or imprisonment for up to 20 years, or both. 18 U.S.C. §§ 152, 1341, 1519, and \$571 Orena Jekry Suarez, Sr. Marina Suarez Signature of Debtor 1 Signature of Debtor 2 Executed on Executed on MM / DD / YYYY MM / DD / YYYY

Case 17-14544 Doc 1 Filed 12/04/17 Entered 12/04/17 15:09:54 Desc Main Page 9 of 24 Document Jerry Suarez, Sr. Debtor 1 Debtor 2 Marina Suarez Case number (if known) I, the attorney for the debtor(s) named in this petition, declare that I have informed the debtor(s) about eligibility to proceed For your attorney, if you are under Chapter 7, 11, 12, or 13 of title 11, United States Code, and have explained the relief available under each chapter represented by one for which the person is eligible. I also certify that I have delivered to the debtor(s) the notice required by 11 U.S.C. § 342(b) and, in a case in which § 707(b)(4)(D) applies, certify that I have no knowledge after an inquiry that the information in the If you are not represented by schedules filed with the petition is incorrect. an attorney, you do not need to file this page. Date MM / DD / YYYY Signature of Attorney for Debto Joseph P. Føley, Esq. bbo Atty Joseph P. Foley BBO 173560 98 N. Washington Street Suite 104 Boston, MA 02114 Number, Street, City, State & ZIP Code

Email address

om

857-265-2931

Contact phone

173560 Bar number & State bostonbankruptcyattorneys@gmail.c

OFFICIAL FORM 7

United States Bankruptcy Court District of Massachusetts

In re	Marina Suarez			Case No.	
			Debtor(s)	Chapter	13
	DE	CLARATI	ON RE: ELECTRONIC	FILING	
PART	I - DECLARATION OF PE	TITIONER			
correct with t	I [We]	(singly CLARATION ocument. I u	or jointly the "Documen or is to be filed with the Canderstand that failure to the control of th	t"), filed elect lerk of Court e file this <i>DECL</i>	onically, is true and electronically concurrently ARATION may cause the
with t	I further understand that pudocuments containing origin he Court are the property of tered User for a period of five	nal signature the bankrup	s executed under the pena tcy estate and shall be ma	alties of perjur intained by th	y and filed electronically
Dated	d:	Sig	ned: Jerry Suarez, Sr. (Affiant) Marina Suarez	uoies	
			(Joint Affiant)	U	
PART	TII - DECLARATION OF A	TTORNEY	(IF AFFIANT IS REPRESENTED B	Y COUNSEL)	
currer which	I certify that the affiant(s) and Document and this DECLAR and the established by local rule at I have knowledge and my sec. P. 9011. I have reviewed a	RATION, and and standing ignature belonger	d I have followed all other g order. This DECLARA'S ow constitutes my certific	r electronic file <i>TION</i> is based eation of the fo	ing requirements on all information of
Dated		gned:	Joseph P. Fole Attorney for	-	

Jerry Suarez, Sr.

Case 17-14544 Doc 1 Filed 12/04/17 Entered 12/04/17 15:09:54 Desc Main

Fill	in this informa	ation to identify you	r case:	raue.	11 01 24		
	tor 1						
Deb	IOI I	Jerry Suarez, Sr	Middle Name	Last Name		-	
Deb	tor 2	Marina Suarez					
(Spou	use if, filing)	First Name	Middle Name	Last Name			
Unit	ed States Bank	cruptcy Court for the:	DISTRICT OF MASSACHUSE	TTS			
Cas	e number						
(if kno						☐ Check	if this is an
						amend	ded filing
Ott:	icial Form	106D					
	icial Form		\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\	_			
Sc	hedule L): Creditors	Who Have Claims	Secure	ed by Propert	<u>y </u>	12/15
is nee			f two married people are filing togeth out, number the entries, and attach it				
1. Do	any creditors ha	ave claims secured by	your property?				
I	■ No. Check tl	his box and submit th	nis form to the court with your other	schedules.	You have nothing else t	to report on this form.	
ı	Yes. Fill in a	III of the information b	pelow.				
Part	1: List All	Secured Claims					
2. Li	st all secured cla	aims. If a creditor has n	nore than one secured claim, list the cre	editor separate	ely Column A	Column B	Column C
	n as possible, list	the claims in alphabetic	a particular claim, list the other creditor cal order according to the creditor's nam		Amount of claim Do not deduct the value of collateral.	Value of collateral that supports this claim	Unsecured portion If any
2.1	Specialized		Describe the property that secures	the claim:	\$0.00	\$0.00	\$0.00
	Servicing L Creditor's Name	.LC	5 Sherwood Street	uie ciaiii.			
		Law Offices,	Dedham, MA 02026				
	P.C. 150 Californ	nia Straat	As of the date you file, the claim is:	Check all that			
	Newton, MA		apply. ☐ Contingent				
		ity, State & Zip Code	☐ Unliquidated				
			☐ Disputed				
_	owes the debt	t? Check one.	Nature of lien. Check all that apply.				
	ebtor 1 only		An agreement you made (such as car loan)	mortgage or s	secured		
_	ebtor 2 only		_	ahaniala lian)			
_	Debtor 1 and Debt	tor 2 only debtors and another	☐ Statutory lien (such as tax lien, me☐ Judgment lien from a lawsuit	chanic's lien)			
_	theck if this clain		Other (including a right to offset)	For Notic	e Purposes Only		
	community debt		— Other (including a right to onset)		,		
Date	debt was incur	red	Last 4 digits of account num	ber			
2.2	Specialized				\$404.055.00	* 0.00	* 404.055.00
	Servicing/S Creditor's Name	SLS	Describe the property that secures	the claim:	\$404,355.00	\$0.00	\$404,355.00
	Creditor's Name		Real Estate Mortgage 5 Sherwood Street				
	Attn: Bankr	runtev	Dedham, MA 02026				
	Po Box 636		As of the date you file, the claim is:	Check all that			
	Littleton, C		apply. Contingent				
	Number, Street, C	ity, State & Zip Code	☐ Unliquidated				
	_		☐ Disputed				
_	owes the debt	t? Check one.	Nature of lien. Check all that apply.				
	Debtor 1 only		An agreement you made (such as car loan)	mortgage or s	secured		
_	ebtor 2 only	4 0 h	☐ Statutory lien (such as tax lien, me	chanic's lian\			
_	Debtor 1 and Debt	tor 2 only debtors and another	☐ Judgment lien from a lawsuit	onanios liell)			
	it least one of the Check if this clair		☐ Other (including a right to offset)				
	community debt		— Saler (moderny a right to onset)				

Case 17-14544 Doc 1 Filed 12/04/17 Entered 12/04/17 15:09:54 Desc Main Document Page 12 of 24

Debtor 1	Jerry Suar	ez, Sr.			Case number (if know)	
	First Name	Middle Name	Last Name		_	
Debtor 2	Marina Su	arez				
	First Name	Middle Name	Last Name			
Date debt	Opened 10/06 Last Active was incurred 2/16/15		Last 4 digits of account number	4477		
		•	A on this page. Write that number h	iere:	\$404,355.00	
	tne last page (at number here		ollar value totals from all pages.		\$404,355.00	

Part 2: List Others to Be Notified for a Debt That You Already Listed

Use this page only if you have others to be notified about your bankruptcy for a debt that you already listed in Part 1. For example, if a collection agency is trying to collect from you for a debt you owe to someone else, list the creditor in Part 1, and then list the collection agency here. Similarly, if you have more than one creditor for any of the debts that you listed in Part 1, list the additional creditors here. If you do not have additional persons to be notified for any debts in Part 1, do not fill out or submit this page.

Case 17-14544 Doc 1 Filed 12/04/17 Entered 12/04/17 15:09:54 Desc Main

		Document	Page 1	3 of 24	
Fill in thi	is information to identify your	case:			
Debtor 1	Jerry Suarez, Sr.				
	First Name	Middle Name	Last Name		
Debtor 2 (Spouse if, f	Marina Suarez First Name	Middle Name	Last Name		
	3,				
United St	tates Bankruptcy Court for the:	DISTRICT OF MASSACHUSE	TTS		
Case nur	mber				
(if known)					☐ Check if this is an
					amended filing
Official	I Form 106E/F				
Sched	ule E/F: Creditors W	ho Have Unsecured	Claims		12/15
schedule I eft. Attach ame and	D: Creditors Who Have Claims Sec the Continuation Page to this pag case number (if known).	ired Leases (Official Form 106G). Dured by Property. If more space is a ge. If you have no information to rep	needed, copy	the Part you need, fill it out, numbe	r the entries in the boxes on the
Part 1:	List All of Your PRIORITY Un				
_	y creditors have priority unsecure	a ciaims against you?			
	o. Go to Part 2.				
☐ Ye Part 2:	-	V Uneccured Claims			
	ny creditors have nonpriority unsec				
_			varir athar ash	adulaa	
		art. Submit this form to the court with	your other sche	edules.	
Ye	PS.				
unsec	ured claim, list the creditor separately one creditor holds a particular claim, I	aims in the alphabetical order of th y for each claim. For each claim listed ist the other creditors in Part 3.If you h	, identify what	type of claim it is. Do not list claims all	ready included in Part 1. If more
					Total claim
4.1	Citibank / Sears	Last 4 digits of acc	ount number	5834	\$7,576.00
	Nonpriority Creditor's Name			Opened 04/02 Last Active	
	Attn: Centralized Bankrupt Po Box 790040	When was the debt	incurred?	Opened 04/92 Last Active 10/17	;
	Saint Louis, MO 63179				
	Number Street City State Zlp Code Who incurred the debt? Check one.	As of the date you f	file, the claim	is: Check all that apply	
_	Debtor 1 only	Пол			
	_	☐ Contingent			
	☐ Debtor 2 only ☐ Debtor 1 and Debtor 2 only	☐ Unliquidated			
_	☐ Debtor 1 and Debtor 2 only ☐ At least one of the debtors and and	☐ Disputed Type of NONPRIOR	ITY unsecure	d claim:	
	$oldsymbol{\square}$ At least one of the debtors and and $oldsymbol{\square}$ Check if this claim is for a comi	По			
d	lebt s the claim subject to offset?	<u> </u>		ration agreement or divorce that you	did not
	No	☐ Debts to pension	or profit-sharin	g plans, and other similar debts	
	☐Yes	Other. Specify	Credit Card	I	
		- Other opening _			

Doc 1 Filed 12/04/17 Entered 12/04/17 15:09:54 Desc Main Case 17-14544 Document Page 14 of 24

	Jerry Sua Marina S		Boodinene	_ uge 1	Case n	umber (if kn	ow)		
	Tremont Cr	redit Union	Last 4 digits of acc	count number	0142				\$761.00
	150 Grossman Dr Braintree, MA 02184 Number Street City State Zlp Code Who incurred the debt? Check one.		When was the deb	ot incurred?	Open 9/12/		Last Active	• 	
			As of the date you	file, the claim	s: Check	all that appl	у		
ı	Debtor 1 on	ly	☐ Contingent						
I	Debtor 2 on	ly	☐ Unliquidated						
_	☐ Debtor 1 and Debtor 2 only ☐ At least one of the debtors and another ☐ Check if this claim is for a community debt Is the claim subject to offset?		□ Disputed						
			Type of NONPRIO	RITY unsecure	d claim:				
_			☐ Student loans						
C			Obligations arisi	☐ Obligations arising out of a separation agreement or divorce that you did not				did not	
	■ No	,	☐ Debts to pension		g plans. a	and other sin	nilar debts		
	■ No □ Yes		Other. Specify						
4.3	Tremont Cr	redit Union	Last 4 digits of ac	count number	0141				\$1,576.00
	Nonpriority Cre		_uot : u.go o: uo		0141				Ψ1,570.00
		50 Grossman Dr Braintree, MA 02184		ot incurred?	Opened 03/15 Last Active 07/17				
1	Number Street City State Zlp Code Who incurred the debt? Check one.		As of the date you file, the claim is: Check all that apply						
_	■ Debtor 1 only		☐ Contingent						
_	Debtor 2 only		☐ Unliquidated						
	☐ Debtor 1 and Debtor 2 only		☐ Disputed						
	☐ At least one of the debtors and another		Type of NONPRIORITY unsecured claim:						
_			☐ Student loans						
•	☐ Check if this claim is for a community debt Is the claim subject to offset?		☐ Obligations arising out of a separation agreement or divorce that you did not report as priority claims						
_	No	ajour to choor.	Debts to pension or profit-sharing plans, and other similar debts Other. Specify Credit Card						
I	☐ Yes								
Part 3:		s to Be Notified About a Debt	_		rou alroa	dy listad in	Parts 1 or 2 Fo	ur ovamnio if a	collection agency
is trying have m	g to collect fro ore than one o	om you for a debt you owe to som creditor for any of the debts that y in Parts 1 or 2, do not fill out or s	eone else, list the orig ou listed in Parts 1 or	ginal creditor in	Parts 1	or 2, then lis	st the collection	n agency here.	Similarly, if you
Part 4:	Add the A	mounts for Each Type of Uns	ecured Claim						
		certain types of unsecured claim		for statistical r	eportina	purposes o	nlv. 28 U.S.C. §	5159. Add the a	mounts for each
	unsecured cla				-,3	, ,		,	
	6a.	Domestic support obligations			6a.	\$	Total Claim	0.00	
To	otal	zomoono ouppon oungunono			٠	Ψ		0.00	
clai from Pa		Taxes and certain other debts y	ou owe the governme	ant	6b.	\$		0.00	
ii Oiii i a	6c.	Claims for death or personal in	=		6c.	\$ ——		0.00	
	6d.	Other. Add all other priority unsec	· -		6d.	\$		0.00	
	6e.	Total Priority. Add lines 6a through	gh 6d.		6e.	\$		0.00	
_	6f.	Student loans			6f.	\$	Total Claim	0.00	
To clai	otal ms								
from Pa	rt 2 6g.	Obligations arising out of a sep you did not report as priority cla		divorce that	6g.	\$		0.00	

Case 17-14544 Doc 1 Filed 12/04/17 Entered 12/04/17 15:09:54 Desc Main Document Page 15 of 24

Debtor 1 Debtor 2 Debtor 2 Debtor 2 Debtor 2 Debtor 2 Marina Suarez Case number (if know)

6h. Debts to pension or profit-sharing plans, and other similar debts 6i. Other. Add all other nonpriority unsecured claims. Write that amount here.

6j. Total Nonpriority. Add lines 6f through 6i.

6j. \$ 9,913.00

Official Form 106 E/F

Case 17-14544 Doc 1 Filed 12/04/17 Entered 12/04/17 15:09:54 Desc Main

			III Paue 10 01 Z4	
Fill in this infor	mation to identify your	case:		
Debtor 1	Jerry Suarez, Sr.			
	First Name	Middle Name	Last Name	
Debtor 2	Marina Suarez			
(Spouse if, filing)	First Name	Middle Name	Last Name	
United States Ba	ankruptcy Court for the:	DISTRICT OF MASSAC	CHUSETTS	
Case number				
(if known)				

Official Form 106G

Schedule G: Executory Contracts and Unexpired Leases

12/15

Be as complete and accurate as possible. If two married people are filing together, both are equally responsible for supplying correct information. If more space is needed, copy the additional page, fill it out, number the entries, and attach it to this page. On the top of any additional pages, write your name and case number (if known).

- 1. Do you have any executory contracts or unexpired leases?
 - No. Check this box and file this form with the court with your other schedules. You have nothing else to report on this form.
 - ☐ Yes. Fill in all of the information below even if the contacts of leases are listed on Schedule A/B:Property (Official Form 106 A/B).
- List separately each person or company with whom you have the contract or lease. Then state what each contract or lease is for (for example, rent, vehicle lease, cell phone). See the instructions for this form in the instruction booklet for more examples of executory contracts and unexpired leases.

ı	Person or	company with Name, Number	whom you have th	e contract or lease	State what the contract or lease is for
2.1					
	Name				
	Number	Street			
	City		State	ZIP Code	_
2.2					
	Name				
	Number	Street			<u> </u>
	City		State	ZIP Code	<u> </u>
2.3	Oity		Olate	Zii Oddo	
	Name				
	Number	Street			<u> </u>
	City		State	ZIP Code	
2.4					
	Name				
	Number	Street			_
	City		State	ZIP Code	_
2.5	Oity		State	211 0000	
	Name				_
	Number	Street			
	City		State	ZIP Code	<u> </u>

Case 17-14544 Doc 1 Filed 12/04/17 Entered 12/04/17 15:09:54 Desc Main

		Docume	ent Page 17 d	f 24	
Fill in this	information to identify your	case:			
Debtor 1	Jerry Suarez, Sr.				
	First Name	Middle Name	Last Name		
Debtor 2	Marina Suarez	Maintaine Nieure	Last Name		
(Spouse if, filing	g) First Name	Middle Name	Last Name		
United State	es Bankruptcy Court for the:	DISTRICT OF MASSAG	CHUSETTS		
Case numb	per				
(if known)				☐ Check if th	nis is an
				amended	filing
Official	Form 106H				
		.1.4			
Sched	ule H: Your Cod	ebtors			12/15
■ No	ou have any codebtors? (If	you are filing a joint case,	do not list either spouse	as a codebtor.	
☐ Yes					
	nin the last 8 years, have you a, California, Idaho, Louisiana,			y? (Community property states and territories ngton, and Wisconsin.)	include
■ No.	Go to line 3.				
_	. Did your spouse, former spou	use, or legal equivalent liv	e with you at the time?		
00.	. Dia your opodoo, formor opod	ioo, or logal oquivalent iiv	o mar you at the time.		
in line Form 1 out Co	2 again as a codebtor only i	f that person is a guarar Form 106E/F), or Sched	ntor or cosigner. Make	if your spouse is filing with you. List the part you have listed the creditor on Sched 6G). Use Schedule D, Schedule E/F, or Schedule 2: The creditor to whom you conclude the control of the check all schedules that apply:	ule D (Official nedule G to fill
.,	amo, Nambor, Otroci, Oity, Otate and Er	Code		Check all schedules that apply.	
3.1				☐ Schedule D, line	
N	Name			☐ Schedule E/F, line	
				☐ Schedule G, line	
	Number Street City	State	ZIP Code	_	
3.2				☐ Schedule D, line	
	Name			☐ Schedule E/F, line	
				☐ Schedule G, line	
<u></u>	Number Street			_	
	City	State	ZIP Code		

Case 17-14544 Doc 1 Filed 12/04/17 Entered 12/04/17 15:09:54 Desc Main Document Page 18 of 24

Fill in this infor	mation to identify your	case:			
Debtor 1	Jerry Suarez, Sr.				
	First Name	Middle Name	Last Name		
Debtor 2	Marina Suarez				
(Spouse if, filing)	First Name	Middle Name	Last Name		
United States Ba	ankruptcy Court for the:	DISTRICT OF MASSA	CHUSETTS		
Case number					
(if known)					☐ Check if this is an
					amended filing
Official Forr	m 106Doc				
Declarat	tion About a	an Individua	I Debtor's Sch	hedules	12/15
years, or both. 1	y or property by fraud i 8 U.S.C. §§ 152, 1341, 1 n Below		nkruptcy case can result in	tines up to \$250,000), or imprisonment for up to 20
Did you pa	y or agree to pay some	eone who is NOT an atto	orney to help you fill out ba	ankruptcy forms?	
■ No					
☐ Yes. I	Name of person				ruptcy Petition Preparer's Notice, and Signature (Official Form 119)
	alty of perjury, I declare e true and correct.	that I have read the sur	nmary and schedules filed	with this declaration	n and
X /s/.ler	ry Suarez, Sr.		X /s/ Marina S	Suarez	
	Suarez, Sr.		Marina Sua	******	
	re of Debtor 1		Signature of D		

Date December 4, 2017

Date December 4, 2017

Notice Required by 11 U.S.C. § 342(b) for Individuals Filing for Bankruptcy (Form 2010)

This notice is for you if:

You are an individual filing for bankruptcy, and

Your debts are primarily consumer debts. Consumer debts are defined in 11 U.S.C. § 101(8) as "incurred by an individual primarily for a personal, family, or household purpose."

The types of bankruptcy that are available to individuals

Individuals who meet the qualifications may file under one of four different chapters of Bankruptcy Code:

Chapter 7 - Liquidation

Chapter 11 - Reorganization

Chapter 12 - Voluntary repayment plan for family farmers or fishermen

Chapter 13 - Voluntary repayment plan for individuals with regular income

You should have an attorney review your decision to file for bankruptcy and the choice of chapter.

Chapter 7:	Liquidation
\$245	filing fee
\$75	administrative fee
+ \$15	trustee surcharge
\$335	total fee

Chapter 7 is for individuals who have financial difficulty preventing them from paying their debts and who are willing to allow their nonexempt property to be used to pay their creditors. The primary purpose of filing under chapter 7 is to have your debts discharged. The bankruptcy discharge relieves you after bankruptcy from having to pay many of your pre-bankruptcy debts. Exceptions exist for particular debts, and liens on property may still be enforced after discharge. For example, a creditor may have the right to foreclose a home mortgage or repossess an automobile.

However, if the court finds that you have committed certain kinds of improper conduct described in the Bankruptcy Code, the court may deny your discharge.

You should know that even if you file chapter 7 and you receive a discharge, some debts are not discharged under the law. Therefore, you may still be responsible to pay:

most taxes;

most student loans;

domestic support and property settlement obligations;

most fines, penalties, forfeitures, and criminal restitution obligations; and

certain debts that are not listed in your bankruptcy papers.

You may also be required to pay debts arising from:

fraud or theft;

fraud or defalcation while acting in breach of fiduciary capacity;

intentional injuries that you inflicted; and

death or personal injury caused by operating a motor vehicle, vessel, or aircraft while intoxicated from alcohol or drugs.

If your debts are primarily consumer debts, the court can dismiss your chapter 7 case if it finds that you have enough income to repay creditors a certain amount. You must file *Chapter 7 Statement of Your Current Monthly Income* (Official Form 122A–1) if you are an individual filing for bankruptcy under chapter 7. This form will determine your current monthly income and compare whether your income is more than the median income that applies in your state.

If your income is not above the median for your state, you will not have to complete the other chapter 7 form, the *Chapter 7 Means Test Calculation* (Official Form 122A–2).

If your income is above the median for your state, you must file a second form —the *Chapter 7 Means Test Calculation* (Official Form 122A–2). The calculations on the form— sometimes called the *Means Test*—deduct from your income living expenses and payments on certain debts to determine any amount available to pay unsecured creditors. If

your income is more than the median income for your state of residence and family size, depending on the results of the *Means Test*, the U.S. trustee, bankruptcy administrator, or creditors can file a motion to dismiss your case under § 707(b) of the Bankruptcy Code. If a motion is filed, the court will decide if your case should be dismissed. To avoid dismissal, you may choose to proceed under another chapter of the Bankruptcy Code.

If you are an individual filing for chapter 7 bankruptcy, the trustee may sell your property to pay your debts, subject to your right to exempt the property or a portion of the proceeds from the sale of the property. The property, and the proceeds from property that your bankruptcy trustee sells or liquidates that you are entitled to, is called *exempt property*. Exemptions may enable you to keep your home, a car, clothing, and household items or to receive some of the proceeds if the property is sold.

Exemptions are not automatic. To exempt property, you must list it on *Schedule C: The Property You Claim as Exempt* (Official Form 106C). If you do not list the property, the trustee may sell it and pay all of the proceeds to your creditors.

Chapter 11: Reorganization

\$1,167 filing fee

+ \$550 administrative fee \$1,717 total fee

Chapter 11 is often used for reorganizing a business, but is also available to individuals. The provisions of chapter 11 are too complicated to summarize briefly.

Read These Important Warnings

Because bankruptcy can have serious long-term financial and legal consequences, including loss of your property, you should hire an attorney and carefully consider all of your options before you file. Only an attorney can give you legal advice about what can happen as a result of filing for bankruptcy and what your options are. If you do file for bankruptcy, an attorney can help you fill out the forms properly and protect you, your family, your home, and your possessions.

Although the law allows you to represent yourself in bankruptcy court, you should understand that many people find it difficult to represent themselves successfully. The rules are technical, and a mistake or inaction may harm you. If you file without an attorney, you are still responsible for knowing and following all of the legal requirements.

You should not file for bankruptcy if you are not eligible to file or if you do not intend to file the necessary documents.

Bankruptcy fraud is a serious crime; you could be fined and imprisoned if you commit fraud in your bankruptcy case. Making a false statement, concealing property, or obtaining money or property by fraud in connection with a bankruptcy case can result in fines up to \$250,000, or imprisonment for up to 20 years, or both. 18 U.S.C. §§ 152, 1341, 1519, and 3571.

Chapter 12: Repayment plan for family farmers or fishermen

	\$200	filing fee
+	\$75	administrative fee
	\$275	total fee

Similar to chapter 13, chapter 12 permits family farmers and fishermen to repay their debts over a period of time using future earnings and to discharge some debts that are not paid.

Chapter 13: Repayment plan for individuals with regular income

	\$235	filing fee
+	\$75	administrative fee
·	\$310	total fee

Chapter 13 is for individuals who have regular income and would like to pay all or part of their debts in installments over a period of time and to discharge some debts that are not paid. You are eligible for chapter 13 only if your debts are not more than certain dollar amounts set forth in 11 U.S.C. § 109.

Under chapter 13, you must file with the court a plan to repay your creditors all or part of the money that you owe them, usually using your future earnings. If the court approves your plan, the court will allow you to repay your debts, as adjusted by the plan, within 3 years or 5 years, depending on your income and other factors.

After you make all the payments under your plan, many of your debts are discharged. The debts that are not discharged and that you may still be responsible to pay include:

domestic support obligations,

most student loans,

certain taxes,

debts for fraud or theft,

debts for fraud or defalcation while acting in a fiduciary capacity,

most criminal fines and restitution obligations,

certain debts that are not listed in your bankruptcy papers,

certain debts for acts that caused death or personal injury, and

certain long-term secured debts.

Warning: File Your Forms on Time

Section 521(a)(1) of the Bankruptcy Code requires that you promptly file detailed information about your creditors, assets, liabilities, income, expenses and general financial condition. The court may dismiss your bankruptcy case if you do not file this information within the deadlines set by the Bankruptcy Code, the Bankruptcy Rules, and the local rules of the court.

For more information about the documents and their deadlines, go to: http://www.uscourts.gov/bkforms/bankruptcy_forms.html#procedure.

Bankruptcy crimes have serious consequences

If you knowingly and fraudulently conceal assets or make a false oath or statement under penalty of perjury—either orally or in writing—in connection with a bankruptcy case, you may be fined, imprisoned, or both.

All information you supply in connection with a bankruptcy case is subject to examination by the Attorney General acting through the Office of the U.S. Trustee, the Office of the U.S. Attorney, and other offices and employees of the U.S. Department of Justice.

Make sure the court has your mailing address

The bankruptcy court sends notices to the mailing address you list on *Voluntary Petition for Individuals Filing for Bankruptcy* (Official Form 101). To ensure that you receive information about your case, Bankruptcy Rule 4002 requires that you notify the court of any changes in your address.

A married couple may file a bankruptcy case together—called a *joint case*. If you file a joint case and each spouse lists the same mailing address on the bankruptcy petition, the bankruptcy court generally will mail you and your spouse one copy of each notice, unless you file a statement with the court asking that each spouse receive separate copies.

Understand which services you could receive from credit counseling agencies

The law generally requires that you receive a credit counseling briefing from an approved credit counseling agency. 11 U.S.C. § 109(h). If you are filing a joint case, both spouses must receive the briefing. With limited exceptions, you must receive it within the 180 days *before* you file your bankruptcy petition. This briefing is usually conducted by telephone or on the Internet.

In addition, after filing a bankruptcy case, you generally must complete a financial management instructional course before you can receive a discharge. If you are filing a joint case, both spouses must complete the course.

You can obtain the list of agencies approved to provide both the briefing and the instructional course from: http://justice.gov/ust/eo/hapcpa/ccde/cc_approved.html

In Alabama and North Carolina, go to: http://www.uscourts.gov/FederalCourts/Bankruptcy/ BankruptcyResources/ApprovedCredit AndDebtCounselors.aspx.

If you do not have access to a computer, the clerk of the bankruptcy court may be able to help you obtain the list. Case 17-14544 Doc 1 Filed 12/04/17 Entered 12/04/17 15:09:54 Desc Main Document Page 23 of 24

United States Bankruptcy Court District of Massachusetts

In re	Jerry Suarez, Sr. Marina Suarez		Case No.	
		Debtor(s)	Chapter	13
	VER	IFICATION OF CREDITOR M	MATRIX	
Γhe ab	ove-named Debtors hereby verify	that the attached list of creditors is true and cor	rrect to the best	of their knowledge.
Date:	December 4, 2017	/s/ Jerry Suarez, Sr.		
		Jerry Suarez, Sr.		
		Signature of Debtor		
Date:	December 4, 2017	/s/ Marina Suarez		
		Marina Suarez		

Signature of Debtor

CITIBANK / SEARS ATTN: CENTRALIZED BANKRUPTCY PO BOX 790040 SAINT LOUIS, MO 63179

SPECIALIZED LOAN SERVICING LLC C/O HARMON LAW OFFICES, P.C. 150 CALIFORNIA STREET NEWTON, MA 02458

SPECIALIZED LOAN SERVICING/SLS ATTN: BANKRUPTCY PO BOX 636005 LITTLETON, CO 80163

TREMONT CREDIT UNION 150 GROSSMAN DR BRAINTREE, MA 02184